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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12

13 DAVID FREDERICK EBERHARDT,

14 Plaintiff,

15 v.

16 CAROLYN W. COLVIN,  
Acting Commissioner of Social Security,

17 Defendant.  
18

No. 3:16-cv-02658-JST

STIPULATION AND ~~PROPOSED~~ ORDER TO  
REMAND FOR FURTHER PROCEEDINGS  
PURSUANT TO SENTENCE FOUR OF 42  
U.S.C. § 405(g), AND FOR ENTRY OF  
JUDGMENT IN FAVOR OF PLAINTIFF

19 The parties stipulate to remand this case to the Commissioner for further administrative  
20 proceedings. Upon remand, the administrative law judge (ALJ) will obtain additional evidence in  
21 the form of a medical consultative examination with a medical source statement; give further  
22 consideration to Plaintiff's maximum residual functional capacity and provide appropriate  
23 rationale with specific references to evidence of record in support of the assessed limitations;  
24 obtain supplemental vocational expert evidence; address the missing page in Exhibit 2F/24; offer  
25 Plaintiff the opportunity for a hearing, take any further action needed to complete the  
26 administrative record, and issue a new decision.

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1 Respectfully submitted August 29, 2016.

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3 DATED: August 26, 2016

/s/ David F. Eberhardt  
DAVID F. EBERHARDT  
(as authorized by telephone August 26, 2016)  
Plaintiff (pro se)

5 BRIAN J. STRETCH  
6 United States Attorney

7 DATED: August 29, 2016

By s/ Daniel P. Talbert  
DANIEL P. TALBERT  
Special Assistant United States Attorney

9 Attorneys for Defendant

10  
11 ORDER

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13 Pursuant to stipulation, it is so ordered.

14 DATE: August 30, 2016

  
HON. JON S. TIGAR  
UNITED STATES DISTRICT JUDGE